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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
December 6, 2004 Date	 Gina N. Shishima

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Bluestone

Serial No.: 10/067,104

Filed: February 4, 2002

For: METHODS AND COMPOSITIONS FOR  
PROMOTING IMMUNOPOTENTIATION

Group Art Unit: 1644

Examiner: Dibrino, Marianne

Atty. Dkt. No.: TOLT:006USD4

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MS AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed July 15, 2004, finally rejecting claims 1, 8, 16-19, 21-24, 26, and 28.

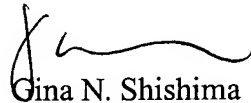
The fee for filing this Notice of Appeal is 170.00 and is attached hereto, along with the fee for the requested two-month extension of time.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an

overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/TOLT:006USD4.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



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Date: December 6, 2004